

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Daryl Duane McMillion**
Docket No. **270580**
L.C. No. **06-001038-01**

Michael J. Talbot, Judge, acting under MCR 7.211(E)(2), orders:

The prosecutor's confession of error is accepted and the matter is REVERSED and REMANDED for a new trial. Defendant-appellant's conviction and sentence must be reversed because the trial court failed to establish on the record that defendant-appellant knowingly, intelligently, and voluntarily waived the right to counsel. *People v Adkins* (After Remand), 452 Mich 702, 722 (1996); *People v Dennany*, 445 Mich 412, 446 (1994).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

AUG 08 2007

Date

Sandra Schultz Mengel
Chief Clerk